

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

ELAINE MECK,

Plaintiff,

v.

MICHIGAN MULTISPECIALTY PHYSICIANS,  
P.C.,

Defendant.

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Case No. 11-12409

Honorable John Corbett O'Meara

**ORDER OF PARTIAL DISMISSAL**

Plaintiff Elaine Meck filed a three-count complaint in this court June 2, 2011, alleging violations of the following statutes: the Americans with Disabilities Act, 42 U.S.C. §§ 12101 *et seq.*, in Count I; Michigan's Persons with Disabilities Civil Rights Act, Mich. Comp. Laws Ann. §§ 37.1101 *et seq.* in Count II; and the Family Medical Leave Act, 29 U.S.C. §§ 2601, in Count III.

Although Plaintiff's federal causes of action are cognizable in this court pursuant to 28 U.S.C. § 1331, the remaining allegations present claims based solely on state law. This court declines to exercise supplemental jurisdiction over Plaintiff's state law claims in order to avoid jury confusion. See 28 U.S.C. § 1367(c); United Mine Workers v. Gibbs, 383 U.S. 715 (1966); and Padilla v. City of Saginaw, 867 F. Supp. 1309 (E.D. Mich. 1994). Accordingly, it is hereby **ORDERED** that Count II is **DISMISSED**.

s/John Corbett O'Meara  
United States District Judge

Date: July 1, 2011

I hereby certify that a copy of the foregoing document was served counsel of record on this date, July 1, 2011, using the ECF system.

s/William Barkholz  
Case Manager